PATENT NITED STATES PATENT AND TRADEMARK OFFICE **Applicant** Motohiro Terao 10/694,380 Serial No. Filed October 27, 2003 APPARATUS FOR AND METHOD OF RECORDING DATA, AND For **PROGRAM** Examiner Latanya Bibbins 2633 Art Unit 745 Fifth Avenue New York, NY 10151 Mail Stop Amendment Tel: 212-588-0800 **Commissioner for Patents** P.O. Box 1450 Alexandria, VA 22313-1450 Dear Sir: Transmitted herewith is an amendment in the above-identified application. No additional fee is required. \boxtimes The fee has been calculated as shown below. This is an application of a small entity under 37 CFR 1.9(f), and the amounts shown in parentheses apply. Claims as Amended (2) (3)(4) (5)(6) (1) Additional Claims remaining after Highest Present extra Rate amendment number previously paid for ** = 20 * 0 x \$50 (25) Minus Total claims 17 * 0 x ***=3 \$200 (100) Independent claims 3 Minus Total additional fee for this amendment If the entry in Column 2 is less than the entry in Column 4, write "0" in Column 5. If the highest number of total claims previously paid for is less than 20, write "20" in this space. If the highest number of independent claims previously paid for is less than 3, write "3" in this space. This application contains a multiple dependent claim. The required fee of \$300 (150) has been previously paid \(\subseteq \), or is paid herewith . This response is being filed within the second month following the expiration of the term originally set therefor. This is a petition to request a two month extension of time. A check covering the cost of the petition is enclosed. A check in the amount of \$450.00 is attached, which covers the cost of \square additional claims \boxtimes petition for extension of time. Charge \$____ to Deposit Account No. 50-0320. Please charge any additional fees incurred by reason of this response or credit any overpayment to Deposit Account No. 50-0320. **FIRST CLASS MAIL CERTIFICATE** Respectfully submitted, I hereby certify that this correspondence is being deposited with the FROMMER LAWRENCE & HAUG LLP United States Postal Service as first class mail in an envelope addressed to: Mail Stop Amendment, Commissioner For Patents, Attorneys for Applicants P.O. Box 1450, Alexandria, VA 22313-1450, on November 13, 2006.

Thomas F. Presson, Reg. No. 41,442 Name of Applicant, Assignee or Registered Representative Signature

November 13, 2006

Date of Signature

Thomas F. Presson

Reg. No. 41,442

(7)

Fee

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